

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

11-053-O

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE 10117 AMENDING ORDINANCE 10087 AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO CORRECT THE LEGAL DESCRIPTION OF THE PLAZA AND LONDON ROAD FORM DISTRICTS.

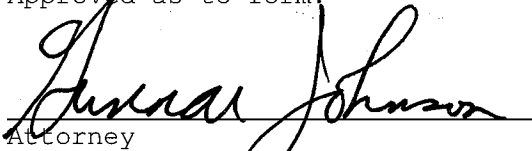
CITY PROPOSAL:

The city of Duluth does ordain:

Section 1. That Public Document No. 11-1010-21 of Ordinance No. 10117 is replaced by Public Document No. _____.

Section 2. That this ordinance shall take effect 30 days after its passage and publication.

Approved as to form:


Attorney

PC:plng JK:ed 10/18/2011

STATEMENT OF PURPOSE: Ordinance No. 10087 rezoned areas of the Plaza and London Road business districts from Mixed Use-Neighborhood (MU-N) and Mixed Use-Business Park (MU-B) to form districts Form District 2 (F-2) Low-Rise Neighborhood Mix and Form District 4 (F-4) Mid-Rise Community Mix. The map provided with Ordinance No. 10087 correctly depicted the boundaries of the areas to be rezoned but Exhibit A included minor inconsistencies in the legal description of the individual zone districts, which were corrected by Ordinance No. 10117 on October 10, 2011. This ordinance corrects further inconsistencies in the amended legal description of Ordinance No. 10117 and provides corrected legal descriptions of those zones.

EXHIBIT A

Parcels of London Road Business District to be Re-zoned to Form District 2 (F-2) Low-Rise Neighborhood Mix

That part of Banning & Ray's Subdivision and that part of Endion Division, according to the recorded plats thereof at St. Louis County Recorder's Office, Minnesota, described as follows:

Beginning at a point of intersection of the center line of 14th Avenue East with the center line of Superior Street (now London Road), as dedicated in said Banning & Ray's Subdivision;
Thence southeasterly along said centerline of 14th Avenue East to the northwest right-of-way Interstate 35, SP 6982 (T.H. 35-396);
Thence northeasterly along said northwest right-of-way of Interstate 35 to the intersection of the northeast line of Lot 10, Block 24 of said Endion Division;
Thence continuing on a northeasterly extension of the northwest right-of-way line of Interstate 35 across said Lot 10, extending to the center line of Oregon Avenue (now 21st Avenue East) as dedicated in said Endion Division;
Thence northwesterly along said center line of 21st Avenue East to the northeasterly extension of a line parallel distant 30.00 feet southeast from the northwest line of Lot 9, Block 34, Endion Division;
Thence southwesterly along said parallel line and its extension to the southwest line of said Lot 10;
Thence northwesterly along said southwest line of Lot 10 to the west corner of Lot 10;
Thence southwesterly along the mid-block lot lines and their extensions across the Avenues of Blocks 34, 35, 36, 37, 38 and 39, all Blocks in said Endion Division, to the southwest line of said Block 39;
Thence continuing southwesterly across 15th Avenue East and along the centerline of the alley of Block 40 and its extension, Endion Division, to the to the center line of 14th Avenue East;
Thence southeasterly along said centerline of 14th Avenue East to the point of beginning.

EXHIBIT A
Parcels of Plaza Business District to be Re-zoned to Form District 4 (F-4)
Mid-Rise Community Mix

Those parts of Banning & Ray's Subdivision, Auditor's Plat B, Portland Division and Endion Division, according to the recorded plats thereof at St. Louis County Recorder's Office, Minnesota, described as follows:

Beginning at a point of intersection of the center line of 14th Avenue East with the center line of Superior Street (now London Road), as dedicated in said Banning & Ray's Subdivision;
Thence northwesterly along said centerline of 14th Avenue East to the southwesterly extension of centerline of the alley of Block 40, Endion Division;
Thence northeasterly along said centerline of the alley of Block 40 and its extension to the southeast extension of the northeast line of Lot 3 of Auditor's Plat B;
Thence northwest along said northeast line of Lot 3, Auditor's Plat B, and its extension to the center line of Jefferson Street, Endion Division;
Thence northeasterly along said centerline of Jefferson Street to the center line of New York Avenue (now 15th Avenue East), Endion Division;
Thence northwesterly along said centerline of 15th Avenue East to the center line of Bench Street (now Superior Street), Endion Division;
Thence southwesterly along said center line of Superior Street to the center line of 14th Avenue;
Thence northwesterly along said centerline of 14th Avenue East to the centerline of 1st Street, Endion Division;
Thence southwesterly along said center line of 1st Street to the center line of 12th Avenue East, Banning & Ray's Subdivision;
Thence southeasterly along said center line of 12th Avenue East to the center line of Bench Street (now Superior Street);
Thence southwesterly along said center line of Bench Street (now Superior Street) to the center line of 10th Avenue East, Banning & Ray's Subdivision;
Thence southeasterly and easterly along said centerline of 10th Avenue East to the center line of London Road;
Thence northeasterly along said center line of London Road to the point of beginning.